

Remarks

Claims 2, 4-5, 7, and 14 were rejected as unpatentable over FANT et al. 2004/0076151 in view of BANKS et al. 7,239,641. Claims 3, 6, and 8 were rejected as unpatentable further in view of NOMURA et al. 7,133,402. Claims 10-13 were rejected as unpatentable over FANT et al. in view of NOMURA et al.

Reconsideration and withdrawal of the rejections are respectfully requested in view of the accompanying verified English translation of the priority Japanese application that perfects the claim to priority of November 26, 2002 and a declaration under 37 C.F.R. §1.131 that provides evidence that the present invention was invented prior to FANT et al. Accordingly, FANT et al. is not available as a reference. Since all the rejections rely on FANT et al., the rejections should be withdrawn.

The claims have been amended to include new claim 15, which is the same as original claim 1 (previously canceled), and to include new claim 16, which is the same as original claim 9 (previously canceled). Claims 10, 12, and 13 have been amended to depend from claim 16 (they originally depended from claim 9).

In view of the present amendment and the accompanying translation and declaration, it is believed that the present application has been placed in condition for allowance. Reconsideration and allowance are respectfully requested.

The Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

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